

Message Text

LIMITED OFFICIAL USE

PAGE 01 NICOSI 02475 241637Z

44

ACTION EUR-12

INFO OCT-01 IO-13 ISO-00 CIAE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 DHA-02

SCCT-01 SY-05 FBIE-00 USSS-00 /080 W

----- 106217

R 241337Z AUG 76

FM AMEMBASSY NICOSIA

TO SECSTATE WASHDC 4203

INFO AMEMBASSY ANKARA

AMEMBASSY ATHENS

AMEMBASSY BONN

DIA WASH DC

AMEMBASSY LONDON

AMEMBASSY PARIS

USCINCEUR VAIHINGEN GER

USDOCOSOUTH NAPLES IT

USMISSION NATO BRUSSELS

USMISSION EC BRUSSELS

USMISSION USUN NEW YORK

LIMITED OFFICIAL USE NICOSIA 2475

USCINCEUR FOR POLAD

USDOCOSOUTH FOR POLAD

E.O. 11652: N/A

TAGS: PFOR, CY

SUBJ: RECENT DEVELOPMENTS IN SAMPSON TRIAL

REF: NICOSIA 2162 (DTG 301000Z JUL 76) (NOTAL)

1. CYPRUS SUPREME COURT AUGUST 20 REJECTED ALL PROCEDURAL
OBJECTIONS WHICH NICOS SAMPSON'S DEFENSE HAD RAISED: I.E.

(1) NO LEGISLATION HAD BEEN ENACTED BY HOUSE OF REPRESENTATIVES TO GIVE LEGAL EFFECT TO MAKARIOS' OFFER OF AMNESTY, (2) BY BECOMING PRESIDENT OF CYPRUS, SAMPSON LOST

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 NICOSI 02475 241637Z

HIS SEAT IN THE HOUSE AND THUS HIS IMMUNITY AS A LEGISLATOR,

(3) THE NICOSIA DISTRICT COURT (ASSIZE COURT) DOES POSSESS JURISDICTION IN THE CASE.

2. CASE WAS RETURNED TO NICOSIA DISTRICT COURT AUGUST 23. SAMPSON ENTERED A PLEA OF GUILTY TO "AIDING IN CARRYING OUT" WARLIKE OPERATIONS AGAINST THE CYPRUS REPUBLIC RATHER THAN TO MORE SERIOUS CHARGE OF "CARRYING OUT WARLIKE OPERATIONS" AS HE WAS ORIGINALLY CHARGED. GOC PROSECUTOR INFORMED THE COURT HE WOULD NOT ADDUCE EVIDENCE IN RESPECT OF THE SECOND, SIMILAR CHARGE (USING ARMED FORCE AGAINST THE GOVERNMENT) AS IT WAS BASED ON THE SAME FACTS. COURT THEN ORDER ACQUITTAL ON SECOND CHARGE. FOLLOWING A PRESENTATION BY THE GOVERNMENT OF EVIDENCE OF SAMPSON'S GUILT TO THE NOW LESS SEVERE CHARGE, DEFENSE REQUESTED AND RECEIVED ADJOURNMENT UNTIL AUGUST 26.

3. COMMENT: THIS APPARENT "PLEA BARGAINING" WILL MAKE THE GOC CASE AGAINST NICOS SAMPSON MUCH EASIER AS IT WILL REQUIRE LESS EVIDENCE AND FEWER WITNESSES. BY THIS SHORTENING TRIAL AND ABBREVIATING EVIDENCE, GOC IS PROBABLY SAVING ITSELF AND SEVERAL GREEK CYPRIOTS, INCLUDING SAMPSON, FROM WHAT WOULD PROBABLY BE EMBARRASSING AND DISRUPTIVE REVELATIONS AT A TIME WHEN GREEK CYPRIOT COMMUNITY IS DIVIDED BY UPCOMING ELECTIONS, GREEK-TURKISH TENSIONS ARE HIGH, AND NEED FOR GREEK UNITY IS GREAT.

DILLERY

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SUPREME COURT, AMNESTY, GOVERNMENT OVERTHROW, COURT DECISIONS, POLITICAL TRIALS
Control Number: n/a
Copy: SINGLE
Draft Date: 24 AUG 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: BoyleJA
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976NICOSI02475
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760323-0712
From: NICOSIA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760826/aaaaavna.tel
Line Count: 87
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 76 NICOSIA 2162
Review Action: RELEASED, APPROVED
Review Authority: BoyleJA
Review Comment: n/a
Review Content Flags:
Review Date: 03 MAR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <03 MAR 2004 by morefirh>; APPROVED <05 AUG 2004 by BoyleJA>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: RECENT DEVELOPMENTS IN SAMPSON TRIAL
TAGS: PFOR, CY, (SAMPSON, NICOS)
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006